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Roebbelen Contracting, Inc.

**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

In re  
**PG&E Corporation,**  
  
Debtor-in-Possession.

Case No. 19-30088-DM  
Chapter 11  
Hon. Dennis Montali

In re  
**Pacific Gas and Electric Company,**  
  
Debtor-in-Possession.

Case No. 19-30089-DM  
Chapter 11  
Hon. Dennis Montali

- ☐ Affects PG&E Corporation  
☒ Affects Pacific Gas & Electric Company  
☐ Affects both Debtors

**ROEBBELEN CONTRACTING, INC.'S  
THIRD NOTICE OF CONTINUED  
PERFECTION OF MECHANICS LIENS  
PURSUANT TO 11 U.S.C. § 546(b)(2)**

Roebbelen Contracting, Inc. ("Roebbelen") hereby files its Third Notice of Continued Perfection of Mechanics' Liens Pursuant to 11 U.S.C. § 546(b)(2) (the "Notice") and in support thereof states as follows:

ROEBBELEN CONTRACTING, INC.'S THIRD NOTICE OF CONTINUED PERFECTION OF MECHANICS LIENS PURSUANT TO 11 U.S.C. § 546(b)(2)

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1           1.       On January 29, 2019 (the “Petition Date”), the above-captioned debtors (the  
2 “Debtors”) filed voluntary Chapter 11 bankruptcy petitions.

3           2.       As of the Petition Date, Roebbelen had approximately 80 projects under  
4 construction in support of the Debtors’ strategic initiatives of safety, reliability, affordability, and  
5 consumer focus. The improvements performed by Roebbelen are designed to result in quicker  
6 response times, improved vehicle maintenance, better logistics for replacement materials, hazardous  
7 materials storage, and improvements to dispatch conference centers, including solutions for  
8 mapping, tracking outages, and safety trainings. Roebbelen’s work also relates to a security program  
9 for these same facilities, which Roebbelen is informed and believes have been identified by the  
10 Department of Homeland Security as known targets, including upgrading their fencing and security  
11 systems to meet improved security standards.

12          3.       Before and after the Petition Date, Roebbelen has provided labor, services,  
13 equipment, and materials for works of improvement owned by Pacific Gas & Electric Company  
14 located in the following counties, all of which are located in the State of California: Alameda,  
15 Merced, Monterey, San Francisco, San Mateo, and Santa Clara. Roebbelen has lien rights  
16 (collectively the “Liens”) related to these works of improvement. *See* Cal. Civ. Code § 8050(a)  
17 (defining works of improvement). Roebbelen has also filed partial releases reflecting downward  
18 adjustments to some of the amounts originally claimed in the Liens.

19          4.       Through the filing of this Notice, the amounts owing to Roebbelen on account of  
20 the Liens is at least \$962,165.58, not including interest and other charges, with additional amounts  
21 accrued and owed after the filing of this Notice.

22          5.       Roebbelen properly perfected its Liens pursuant to California Civil Code §§ 8400 *et.*  
23 *seq.* by timely recording its liens in the above-named counties. *See* Cal. Civ. Code § 8412 (establishing  
24 deadlines for contractor to record lien claims). An index of the Liens is attached as **Exhibit A** and  
25 authentic copies of the Liens are attached as **Exhibit B** to this Notice.<sup>1</sup>

26  
27                 <sup>1</sup> To the extent that there is a discrepancy between this Notice, the index attached as **Exhibit**  
28 **A**, and the recorded liens attached as **Exhibit B**, the recorded lien documents shall control.  
Roebbelen reserves the right to modify the liens, such as to increase or decrease the amount.  
ROEBBELEN CONTRACTING, INC.’S THIRD NOTICE OF CONTINUED PERFECTION OF  
MECHANICS LIENS PURSUANT TO 11 U.S.C. § 546(b)(2)

6. Pursuant to California Civil Code § 8460, an action to enforce a lien must be filed within 90 days after recordation of the lien. The automatic stay imposed by 11 U.S.C. § 362(a) precludes Roebbelen from filing an action to enforce its Liens. When applicable law requires commencement of an action to perfect, maintain, or continue the perfection of an interest in property, and the action was not filed prior to the bankruptcy petition date, then the claimant must instead give notice within the time fixed by law for filing the action. 11 U.S.C. § 546(b); *Village Nurseries v. Gould (In re Baldwin Builders)*, 232 B.R. 406, 410–15 (B.A.P. 9th Cir. 1999); see *Village Nurseries v. Greenbaum*, 101 Cal. App. 4th 26 (2002).

7. Roebbelen hereby provides notice of its rights as a perfected lienholder pursuant to California's law as to the Liens. To comply with all applicable law, including California state law and bankruptcy law, 11 U.S.C. §§ 362(a), 362(b)(3), and 546(b)(2), Roebbelen is filing and serving this Notice to preserve, perfect, maintain, and continue the perfection of its Liens and its lien rights in the properties identified therein. This Notice constitutes the legal equivalent of having commenced an action to foreclose the Liens in the proper court. Roebbelen intends to enforce its lien rights to the fullest extent permitted by law. The interests perfected, maintained, and/or continued by the Liens extend to the proceeds, products, rents, and profits of the lien properties.

8. Roebbelen reserves all rights, including the right to amend or supplement this Notice.

Dated May 28, 2019

FINESTONE HAYES LLP

/s/ Ryan A. Witthans

Ryan A. Witthans  
Counsel for Creditor  
Roebbelen Contracting, Inc.

ROEBBELEN CONTRACTING, INC.'S THIRD NOTICE OF CONTINUED PERFECTION OF MECHANICS LIENS PURSUANT TO 11 U.S.C. § 546(b)(2)

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